

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of:

CAULKETT et al.

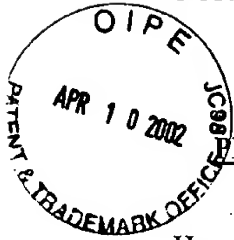
Appln. No.: 09/674,559

Filed: November

FOR: HETEROCYCLIC DERIVATIVES WHICH INHIBIT FACTOR Xa

Date: July 2, 2001

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PETITION UNDER 37 C.F.R. §1.181(a) AND REQUEST FOR WITHDRAWAL OF
ABANDONMENT - NO ABANDONMENT IN FACT

Hon. Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Sir:

In accordance with MPEP §711.03(c), withdrawal of the Holding of Abandonment in the above-identified application is respectfully requested, there being no abandonment in fact. Specifically, the Notice of Abandonment issued on June 21, 2001, states that the application is held abandoned for failure to respond to the Notification of Missing Requirements mailed December 6, 2000. However, a Completion was timely filed on January 4, 2001, submitting all items required by the Notification of Missing Requirements including a signed declaration and additional fees. A copy of that Completion form, together with a copy of the signed declaration and a copy of the cancelled check accompanying the Completion is attached. Also attached hereto is a copy of the Patent Office Mail Room stamped receipt for the Completion and attachments, bearing the Patent Office Mail Room stamp dated January 4, 2001. This date stamped receipt, which itemizes and properly identifies the papers filed, as well as

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the cancelled check bearing the serial number of this application, are *prima facie* evidence of receipt in the U.S. Patent and Trademark Office of all of the items listed on the receipt on the date stamped thereon by the U.S. Patent and Trademark Office. See *MPEP* §503.

The filing of the present Petition is timely, in that the Notice of Abandonment has a mailing date of June 21, 2001. In light of the above, withdrawal of the holding of abandonment and prompt favorable action on the merits are respectfully requested.

No fee should be required for consideration of this paper under the above circumstances. However, should the Patent Office deem otherwise, the Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §1.121 associated with this Petition or credit any overpayment to Deposit Account No. 03-3975 under Order No. 009901/0271055. A duplicate copy of this Petition is enclosed for accounting purposes.

Respectfully Submitted,

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